## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION MAY 2016 SESSION

JUL	IA C DUDLEY, CLERK
BY:	DEPUTY CLERK
	DEPUTY CLERK

MAY 1 9 2016

Criminal No. 7:16-cr- 27
SEALED INDICTMENT
In Violation of:
Title 21, U.S.C., §841(a)(1)
Title 18, U.S.C., §924(c)
Title 18, U.S.C., §922(g)(1)

## **COUNT ONE**

The Grand Jury charges:

- 1. That on or about January 17, 2016, in the Western Judicial District of Virginia, the defendant, ROBERT TYRONE IRVING, did knowingly and intentionally possess with the intent to distribute a measurable quantity of a mixture or substance containing heroin, a Schedule I controlled substance.
  - 2. In violation of Title 21, United States Code Sections 841(a)(1) and (b)(1)(C).

## **COUNT TWO**

The Grand Jury charges:

- 1. That on or about January 17, 2016, in the Western Judicial District of Virginia, the defendant, ROBERT TYRONE IRVING, knowingly possessed a firearm in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, as set forth in Count One of this Indictment.
  - 2. All in violation of Title 18, United States Code, Section 924(c).

## **COUNT THREE**

The Grand Jury charges:

- 1. That on or about January 17, 2016, in the Western Judicial District of Virginia, the defendant, ROBERT TYRONE IRVING, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess a firearm which had previously been shipped or transported in interstate or foreign commerce.
  - 2. In violation of Title 18, United States Code Sections 922(g)(1) and 924(e).

A TRUE BILL this <u>19</u> day of May, 2016.

\_\_\_s/Grand Jury Foreperson\_\_\_\_\_ FOREPERSON

JOHN P. FISHWICK, JR. UNITED STATES ATTORNEY